

STATEMENT OF:

TESTAMENT OF: Barbara Langwith

Date

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Rochelle & her 4 children had been away with us and intended on returning home to their residence in PA, ~~the 2nd time they had~~ ^{PA, the 2nd time they had} ~~she~~ ^{she} ~~got the~~ ^{got the} ~~police~~ ^{police} ~~message~~ ^{message} came here to 3220 Coachman Drive ~~hereafter~~. She had packed some items and taken the 4 children out of the home in Chelmsford, MA. Rochelle had told me, after we returned here on 8-18-02, that she would not be returning ^{to her} ~~PA~~ home until her husband moved out. from August 18, 2002 to August 30, 2002 and in fact to present, my daughter ^{has} set up temporary residence here; dropping her kids off at camp, doing errands from here as a base, etc. Her children are Alexandra, 7, Harrison, 5, Samuel, 4 & Marrison, 20 months. The rules of the house were that no children go up to the 2nd ~~down~~ ^{living} up the pool, ~~and~~ without an adult. We have 2 interior doors leading out to the pool enclosure. They are located in the dining room and in the bedroom. They are sliding glass doors with ~~2~~ ² locks; one at the handle & one at top pane of movable slider. At home, the doors

Witness: R. Manganello — ~~Dr. Brabson~~ ~~confidential~~

Witness: R. Manganello

~~Barbican~~ Confusion

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

JAMES H. GORBEE, JR.,)
Administrator of the)
Estate of Marissa Rose)
Fishman, Deceased,)
)
Plaintiff,)

v.)

C.A. No. 05-211 HAW
JURY TRIAL DEMANDED

RICHARD LONGWILL, BARBARA)
LONGWILL, AIR BASE CARPET)
MART, INC., d/b/a Air Base)
Distributing, Inc., d/b/a)
Air Base Carpet Mart, AIR)
BASE DISTRIBUTING, INC.,)
ASHLAND CONSTRUCTION)
COMPANY, INC., JOSEPH)
RIZZO & SONS CONSTRUCTION)
VINCENT RIZZO CONSTRUCTION)
CO., INC., d/b/a Ashland)
Construction Co., Inc.,)
JOSEPH V. RIZZO, VINCENT)
RIZZO,)

Defendants.)

Deposition of BARBARA H. LONGWILL, taken
pursuant to notice at the law offices of Murphy,
Spadaro & Landon, 1011 Centre Road, Suite 210,
Wilmington, Delaware, beginning at 1:20 p.m. on
Tuesday, March 7, 2006, before Heather M.
Triozzi, Registered Professional Reporter,
Certified Shorthand Reporter, and Notary Public.

Hawkins Reporting Service
715 North King Street - Wilmington, Delaware 19801
(302) 658-6697

C2

1 verbally.

2 THE WITNESS: Pardon. Oh, I'm
3 sorry.

4 Yes.

5 BY MR. VAN NAARDEN:

6 Q. And when you heard her say that, did you
7 go look at the door?

8 A. It was wide open.

9 Q. That's why. So you looked and you saw
10 that it was open?

11 A. Yes.

12 Q. Did that surprise you?

13 A. Yes.

14 Q. And why did it surprise you?

15 A. Because the door should always be closed.
16 That's why.

17 Q. What was your initial reaction, like the
18 thoughts in your head, if you can remember, when
19 you were -- when you initially saw it open?

20 A. Oh, my God. Vinnie didn't close the door.

21 Q. Do you remember if prior to August 30th of
22 2002 if you recall Vinnie taking that patio table
23 that we're talking about and actually taking it
24 out to the patio?